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HONOLULU, HAWAIIAN ISLANDS, MONDAY, MAY 24, 1897.

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## 'T WAS NECESSITY

Call for Appropriation in Kina Maru Affair.

## ACTION OF COUNCIL OF STATE

Puts Government in Queer Position.

Private Contribution Not Proper. Attorney General Smith Writes.

MR. EDITOR:—There appearing to be misapprehension or want of information in regard to the circumstances which led the Executive Council to request the Council of State to appropriate money to defray the quarantine expenses recently incurred, it seems proper that the public should be more fully informed upon the subject.

The steamship Kina Maru arrived at Honolulu on April 9th with 682 immigrants. Two days after the immigrants were landed at the quarantine station smallpox broke out among them. The measures which are usually taken in such cases were at once enforced; the sick were removed to the hospital building; the effects of the people were again disinfected, a strict guard maintained, and the people were all inspected twice each day.

On the 15th of April 543 of the immigrants, who had come in violation of the Hawaiian immigration laws, and had been ordered home, were returned to the ship, and sailed the next day.

Before the period of quarantine of the remaining immigrants had expired another case of smallpox appeared, which necessitated a repetition of the steps taken in the first instance—re-disinfecting of clothing, etc., and a further quarantine of 18 days.

Fortunately, no further cases of smallpox occurred, and on May 15th the well people were released.

All this involved a large expense for guards, labor, provisions, medical attendance, etc., amounting to nearly \$6,000. It was this amount that the Council of State was requested to appropriate under the article of the Constitution, which provides that: "The Council of State may, upon request of the Executive Council, appropriate public moneys, when, during the time intervening between the sessions of the Legislature, the emergencies of war, invasion, rebellion, pestilence or other great public necessity shall arise."

The appropriation for quarantine expenses made by the Legislature was sufficient for the ordinary running expenses of the quarantine station, such as repairs of buildings, furniture, water pipes, rents, etc., and the balance remaining of that appropriation was required for the usual expenses for the remainder of the period. The expenses of quarantining passengers are paid by the ship which brings them. It is the practice to require a bond of responsible parties, resident here, on behalf of the ship to secure such payment, and as soon as the quarantine is ended, and the total expense ascertained, to collect the amount and pay the guards and the parties who have furnished supplies.

In the case of the Kina Maru no agents or other persons of responsibility could be found to furnish a bond. The master of the ship was without sufficient funds, and he was unable to obtain them here. It was important that the laws, which had been violated, be enforced, and the immigrants who had been refused entry into the country be taken home; it was uncertain how long the quarantine of the remaining passengers would have to be maintained; the amount of the expenses of quarantine, and total liability of the ship could not be ascertained until the final termination of the quarantine.

Other remedies having been exhausted, it was decided to take a bond from the master of the ship in the nature of a bottomry bond, and allow her to return, taking with her the 543 well passengers who had been ordered home.

The Executive Council considered that the circumstances of the case justified an appropriation under the provision for "an emergency . . . of pestilence or other great public necessity." The necessity was the same as when cholera was introduced. The pestilence was here; and though small in extent, it was only prevented from becoming

widespread by prompt action and the enforcement of efficient measures. It certainly was a "great public necessity."

But for the steps taken, loss of life, much suffering, interruption of commerce and great expense would have followed.

The fact of the bond having been taken does not relieve the Government from the obligations which it incurred. It is responsible to every guard employed, and every person from whom supplies were obtained. It is hoped that the owners of the ship are honorable and responsible men, and will reimburse the Government. But that does not meet the obligations of the public to the faithful men who, at their peril, performed guard duty, or pay the amounts due confiding tradesmen, who furnished supplies.

This is not a case, as stated in the columns of the Pacific Commercial Advertiser, in which "the Government asks for money with which to assume the obligations of a foreign steamship company."

The guards did not render service, nor did the tradesmen furnish supplies to the steamship company, but to the Government. They have no remedy whatever against the steamship company.

The returning of the rejected immigrants, was, under the circumstances, a public necessity. Their detention here for an indefinite period was manifestly not in the public interests. How long that period would have been no one could tell. If the ship, which brought them was to be detained for an indefinite period until the amount of her liability was determined, how were the 543 rejected immigrants to be returned? If upon another ship, it would cost not less than \$12,500, and from what appropriation could it be paid?

If the Kina Maru had been detained and eventually libelled and sold, so much of the proceeds as was required to meet the quarantine expenses would have gone into the Treasury as a Government realization. It would not have been available for any other purpose.

The proposition to make the guards and tradesmen wait until proceedings under the bond and against the owners of the ship are exhausted, certainly appears, under the circumstances, like a breach of public faith and dishonorable.

To apply to private citizens to contribute money to meet these obligations, and trust to a future Legislature to reimburse them, when an adequate remedy is provided by law to meet such an emergency is of very doubtful policy.

The case was one of "emergency of pestilence," complicated with another of "great public necessity."

WILLIAM O. SMITH.  
Honolulu, May 22, 1897.

## QUEEN'S BIRTHDAY.

Will Be Generally Celebrated by All Loyal Britons.

Today is the 78th anniversary of England's most gracious Queen and wherever there is a native of Great Britain it will be appropriately celebrated. Naturally the glamour of the event will be dimmed by the grander celebration of the anniversary of the 60th year of Victoria's reign as Queen.

The Government offices will be closed at 12 o'clock, and this afternoon from 3:30 to 6:30, H. B. M. Commissioner Hawes will hold a reception to which the general public is cordially invited.

A lanai is being specially built for this occasion. It is intended by the Commissioner that the celebration will be one to be remembered.

## Medical Association.

A meeting of the Executive Committee of the Medical Association was held Saturday evening for the purpose of deciding on matters in connection with regular annual meeting of that organization to be held in the Y. M. C. A. building, May 25th, 26th and 27th.

Invitations were sent out to the various drug companies of the city, requesting that they contribute drugs and medical instruments temporarily toward the formation of a show for the advantage of the medical men, to be given in the Y. M. C. A. during the meeting of the Medical Association.

It was decided that notices be sent to the various physicians of the city, whether members of the association or not, and to the medical officers of all men-of-war in port, by way of invitation, to be present at the annual meeting.

Invitations have been received by the association from the physicians in charge of the various medical institutions of the city to visit those places in a body during the annual meeting. The meetings are to be held on the dates above mentioned in two of the back rooms on the upper floor of the Y. M. C. A.

Other routine business was transacted and the meeting adjourned.

## "IT IS THE BEST ON EARTH."

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## G. A. R. SERVICES

Eloquent Sermon by Rev. J. M. Monroe.

## CHRISTIAN CHURCH CROWDED

Grand Army Men and Sons of Veterans.

Appropriate Music By Prof. Cooke. Church Beautifully Decorated.

The members of G. W. De Long Post, G. A. R. and Camp G. C. Wiltz, S. of V. were treated to an eloquent sermon last night by Rev. James M. Monroe in the Christian Church, Alakea street. Besides these war veterans, Admiral Beardslee and members of his staff were present with the congregation.

The church was beautifully draped at the back with large American flags. The pulpit was also covered with flags and lying across was a large bunch of calla lilies. Standing in front of the pulpit stood two stands of arms, stacked, an old saber hanging from one and a drum suspended from a gun across the stands.

The music was appropriate to the occasion, and especially arranged by Professor Cooke, one number, "He Sleeps Unknown," being written by the professor for this occasion, the theme being founded on an event during the late war, in which he took part. The choir was large last night, and the old soldiers joined with a will in singing the old songs. Mr. Monroe said in part:

"This day shall be unto you for a Memorial. And ye shall keep it . . . throughout your generations. And it shall come to pass when your children shall say unto you: 'What mean ye by this service?' That ye shall tell them the meaning."—Exodus, 12:14-26. "This institution of the Passover Festival was the beginning of memorial days. It was speedily followed by the institution of the Jewish Sabbath and the Passover, the former being a weekly memorial day and the latter an annual.

"At the setting up of the Cross, all of these national Jewish memorial days were abolished and the Lord's Day became the memorial of a risen Lord, the one memorial day of universal humanity. Tomorrow we shall all join heartily with our English friends in celebrating their day, the birthday of their good and great Queen. All Christendom are the recipients of the blessings flowing from her long and beneficent reign.

"Moses instituted the Passover as the natal day of the Hebrew people. It was to them what the Fourth of July is to the United States and the Hawaiian Republic.

"As the Fourth of July is the memorial of the birth of the American Republic, so the 30th of May is the memorial anniversary of the regeneration of the Republic. Wherever there is a G. A. R. post, Memorial Day will be observed. And the preceding Lord's Day is being observed as we are now observing this.

"Here, mid-ocean, we shout back to our Fatherland the battle hymn of the Republic. Let this glad wave of jubilee, mingled with the murmur of the Pacific, be echoed at the Golden Gate, and be re-echoed from mountain peak to mountain peak, until it shall coalesce with the great tide of song that rolls up from 10,000 cities and villages in our native land:

"My country, 'tis of thee,  
Sweet land of liberty,  
Of thee I sing;  
Land where my fathers died;  
Land of the pilgrim's pride;  
From every mountain side  
Let freedom ring.

never sounded so sweetly to us at home as now, separated by time and space from the land we love so well. By doing honor to our home Republic, on this memorial occasion, we would reflect no discredit to the Hawaiian Republic, the gem of the ocean, but quite the reverse. As we love the Mother Republic, so we love her child. In not remote future, we trust, Hawaii will be added as the 48th star of the galaxy of the 'Star Spangled Banner.' Then

we shall send our beloved President of the Hawaiian Republic to be our Senator at Washington.

"Comrades, the words of the Hebrew Lawgiver, as given in the text, 'This day shall be unto you for a memorial,' are so fitting as to seem almost to have been written for our own Memorial Day. And may we not feel that those other words, 'And ye shall observe it throughout your generations,' may prove to be prophetic of the perpetuity of our Memorial Day.

"When all the veterans shall have answered the last call and have been mustered out, then these Sons of Veterans will perpetuate the day and beneath it as a glorious heritage to their posterity, from generation to generation, until we shall respond to the reveille in the morning of the resurrection.

"With the passing years the memory of the veterans will become more precious and their dust more sacred to those for whom we saved the Republic.

"Moses states the meaning of all memorial days in these words of the text: 'When your children shall say unto you, 'What mean ye by this service?' Ye shall declare it unto them.' Memorial sermons are to explain unto our children the meaning of Memorial Day, and thus prepare them for its imposing services.

"That day is to honor our comrades who fell at our side in camp, on the march, in the hospital, and on the battle-field. We revere their memory. We would rescue their names from oblivion, cherish their valor, recount their deeds, perpetuate their fame, decorate their tombs, protect their widows and orphans and guard their sacred dust.

"On fame's eternal camping ground,  
Their silent tents are spread;  
And glory guards with solemn round  
The bivouac of the dead.

"The muffled drum's sad roll has beat  
The soldier's last tattoo,  
No more on life's parade shall meet  
That brave and fallen few.

"With the dawn of Decoration Day, from city and village, from hillside and valley, will be seen the young, the old and little children bearing the rarest flowers that tender hands and loving hearts can gather, to strew them upon the soldier's grave.

"Floral offerings, bouquets, anchors, wreaths, crosses and crowns, the loving tribute of a grateful people will be brought into requisition. Wives and children of those sleeping heroes will be there to venerate the memory of their loved ones.

"And the surviving, war-scarred veteran, some with empty sleeve, some bowed down with disease or wounds, will be there. Hands that never trembled amid the roar of artillery and the rattle of musketry will tremble with emotion as they lay their loving tribute upon a comrade's grave. Checks that never blanch as they faced that gleaming, advancing line of bayonets will turn pale on Decoration Day.

"A grateful, loyal public, will be there; all who love the flag, that prize liberty, whose bosoms pulsate with patriotism, will be there to do homage to those whose lives were the sacrifice that purchased the liberty they enjoy.

"But for those lives yonder flag would not float so proudly in our harbor, those stars would not be in that galaxy, the Union would have been dismembered and the clank of the bondsman's chain would still be heard.

"What mean we by this service? We men that but for those graves, and for the living veterans, liberty would have perished from off the earth, free government would have been a demonstrated failure, there would have been no American Republic and no Hawaiian Republic. But there would have been the auction block. Human lives would have been held as property; souls would have been sold into slavery; husbands and wives, parents and children would have been torn asunder, the lash of the slave-driver would still have caused the blood to flow from the back of the slave, and freemen would have been turned into bloodhounds; by the law, to drag back to the master the bondsman, who, fix-



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